

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

Robert B. Beale,

Plaintiff,

v.

ORDER

Civ. No. 06-1812 ADM/AJB

United States of America,

Defendant.

Robert B. Beale, *pro se*.

Timothy C. Rank, Esq., Assistant United States Attorney, Minneapolis, MN, on behalf of Defendant.

On August 10, 2006, oral argument before the undersigned United States District Judge was heard on Defendant United States of America's Motion to Dismiss [Docket No. 17] this civil suit. Pursuant to Federal Rules of Civil Procedure 12(b)(1) and 12(b)(6), Defendant's Motion is **GRANTED**.

LET JUDGMENT BE ENTERED ACCORDINGLY.

BY THE COURT:

s/Ann D. Montgomery
ANN D. MONTGOMERY
U.S. DISTRICT JUDGE

Dated: August 10, 2006.